

United States District Court
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

BRANDON LANG MINOR (1)

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CRIMINAL ACTION NO. 3:20-CR-00006-S

REVISED REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY

BRANDON LANG MINOR (1), by consent, under authority of *United States v. Dees*, 125 F.3d 261 (5th Cir. 1997), appeared before me on March 1, 2022, pursuant to FED. R. CRIM. P. 11, and entered a plea of guilty to **Count One of the Indictment**. After cautioning and examining **BRANDON LANG MINOR (1)** under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted, and that **BRANDON LANG MINOR (1)** be adjudged guilty of **18 U.S.C. §§ 922(g)(1) and 924(a)(2), Possession of a Firearm by a Convicted Felon**, and have sentence imposed accordingly. After being found guilty of the offense by the District Judge:

☒ **BRANDON LANG MINOR (1)** has been in custody since his arrest on December 15, 2019, and he should be ordered to remain in custody pending sentencing. **The original Report and Recommendation (ECF No. 42) entered on March 1, 2022, contained a clerical mistake which erroneously indicated the Defendant had previously been released on conditions and could be continued on release under 18 U.S.C. § 3143(a)(1). This Revised Report and Recommendation corrects that mistake.**

☐ The Defendant must be ordered detained pursuant to 18 U.S.C. § 3143(a)(1) unless the Court finds by clear and convincing evidence that the Defendant is not likely to flee or pose a danger to any other person or the community if released.

☐ The Government does not oppose release.

☐ The Defendant has been compliant with the current conditions of release.

☐ I find by clear and convincing evidence that the Defendant is not likely to flee or pose a danger to any other person or the community if released and should therefore be released under 18 U.S.C. § 3142(b) or (c).

☐ The Government opposes release.

☐ The Defendant has not been compliant with the conditions of release.

☐ If the Court accepts this recommendation, this matter should be set for hearing upon motion of the Government.

☐ The Defendant must be ordered detained pursuant to 18 U.S.C. § 3143(a)(2) unless: (1)(a) the Court finds there is a substantial likelihood that a motion for acquittal or new trial will be granted, or (b) the Government has recommended that no sentence of imprisonment be imposed, or (c) exceptional circumstances are clearly shown under § 3145(c) why the Defendant should not be detained; and (2) the Court finds by clear and convincing evidence that the Defendant is not likely to flee or pose a danger to any other person or the community if released.

SIGNED July 21, 2022.


UNITED STATES MAGISTRATE JUDGE